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PTO/SB/29 (1/98)

Approved for use through 09/30/00. OMB 0551-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>UTILITY PATENT APPLICATION TRANSMITTAL</b> <small>(Only for new nonprovisional applications under 37 CFR 1.53(b))</small>	Attorney Docket No.	CIS0007C1US
	First Named Inventor or Application Identifier	David R. Cheriton
	Title	APPROXIMATED PER-FLOW RATE LIMITING
	Express Mail Label No.	EV 304 738 568 US

<b>APPLICATION ELEMENTS</b> See MPEP chapter 600 concerning utility patent application contents.	<b>ADDRESS TO:</b> Mail Stop Patent Application Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450
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<p>1. <input checked="" type="checkbox"/> Fee Transmittal Form - <i>see page 2 of this form.</i> (Submit an original, and a duplicate for fee processing)</p> <p>2. Application:</p> <p><input checked="" type="checkbox"/> Specification: (preferred arrangement set forth below) Descriptive title of the Invention, Cross References to Related Applications, Reference to Microfiche Appendix, Background of the Invention, Brief Summary of the Invention, Brief Description of the Drawings, and Detailed Description (all totaling 23 pages) Appendix(ces) ____, &amp; __ (____ pages)</p> <p><input checked="" type="checkbox"/> Claim(s) 4 pages</p> <p><input checked="" type="checkbox"/> Abstract of the Disclosure 1 page</p> <p>3. <input checked="" type="checkbox"/> Drawing(s) (35 USC 113) [Total Sheets <u>10</u>]</p> <p>4. Oath or Declaration <input type="checkbox"/> unsigned [Total Pages <u>3</u>]</p> <p>a. <input type="checkbox"/> Newly executed (original or copy)</p> <p>b. <input checked="" type="checkbox"/> Copy from prior application (37 CFR §1.63(d)) (for continuation/divisional with Box 17 completed)</p> <p>c. <input type="checkbox"/> DELETION OF INVENTOR(S) Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).</p> <p>5. <input checked="" type="checkbox"/> Incorporation By Reference (useable if Box 4b is checked) The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.</p>	<p>6. <input type="checkbox"/> Microfiche Computer Program Appendix consisting of ____ pages of microfiche containing ____ frames on each page in accompanying envelope.</p> <p>7. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)</p> <p>a. <input type="checkbox"/> Computer Readable Copy</p> <p>b. <input type="checkbox"/> Paper Copy (identical to computer copy)</p> <p>c. <input type="checkbox"/> Statement verifying identity of above copies</p>
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#### ACCOMPANYING APPLICATION PARTS

8. ☐ Assignment Papers (cover sheet & documents) \_\_ pages
9. ☐ 37 CFR §3.73(b) Statement ☐ Power of Attorney  
(combined when there is an with Patent Declaration  
Assignee) above.)
10. ☐ English Translation Document (if applicable)
11. ☒ Information Disclosure ☐ \_\_\_\_ Copies of IDS  
Statement (IDS) & ☒ PTO-1449 Citations/References
- References not included. Cited in parent application SN 09/307,305
12. ☐ Preliminary Amendment \_\_\_\_ pages
13. ☒ Return Receipt Postcard (MPEP 503)  
(should be specifically itemized)
14. Small Entity Status
- ☐ Small Entity Statement Enclosed \_\_ pages
- ☐ Statement filed in prior application; and  
status still proper and desired
- ☐ Is no longer claimed.
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☒ Other:  
☒ NonPublication Request

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information and a preliminary amendment:

☒ **Continuation** ☐ Divisional of prior application No. 09/307,305  
Filed on May 7, 1999, entitled: "Approximated Per-Flow Rate Limiting"

PRIOR APPLICATION INFORMATION: Examiner Raj K. Jain Group Art Unit 2664

#### 18. CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label		or <input checked="" type="checkbox"/> Correspondence address below	
Name	Justin M. Dillon	Reg. No. 42,486	
Attorneys for Applicant	CAMPBELL STEPHENSON ASCOLESE LLP		
Address	4807 Spicewood Springs Road, Building 4, Suite 201		
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		Fax	512.439.5099



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**19. Fee calculations.**

CLAIMS (Number Filed)	(1) FOR	(2)		(3) NUMBER EXTRA		(4) RATE		(5) CALCULATIONS
12	TOTAL CLAIMS (37 CFR 1.16(c))	-20	=	0	x	\$0	=	\$0.00
4	INDEPENDENT CLAIMS (37 CFR 1.16(b))	-3	=	1	x	\$86	=	\$ 86.00
<input type="checkbox"/>	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.18(d))				+	\$290.00	=	
						BASIC FEE (37 CFR 1.16(a))	=	\$ 770.00
						Total of above Calculations	=	\$856.00
						Reduction by 50% for filing by small entity (Note 31 CFR 1.9, 1.27, 1.28).	=	
						TOTAL	=	\$856.00

20. **FEES:** The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. **502306**:

- a. ☒ Fees required under 37 CFR 1.16. (U.S. Application Filing Fees)  
 b. ☒ Fees required under 37 CFR 1.17. (Conditional Extension of Time Fees)  
 c. ☐ Fees required under 37 CFR 1.18. (Patent Issue Fees)

21. ☐ Other: \_\_\_\_\_

**NOTE:**

The prior application's correspondence address will carry over to this UPA UNLESS a new correspondence address is provided below.

**22. NEW CORRESPONDENCE ADDRESS**

<input type="checkbox"/> Customer Number or Bar Code Label				<input type="checkbox"/> New correspondence address below			
NAME							
ADDRESS							
CITY		STATE		ZIP CODE			
COUNTRY		TELEPHONE		FAX			

**23. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

CAMPBELL STEPHENSON ASCOLSE LLP 4807 SPICEWOOD SPRINGS ROAD BUILDING 4, SUITE 201 AUSTIN, TEXAS 78759 Tel. (512) 439-5097 Fax. (512) 439-5099		
Date:	4-18-09	
Name	Justin M. Dillon	Reg. No.: 42,486
Signature		
Express Mail Label No.	EV 304 738 568 US	


EXPRESS MAIL LABEL NO:  
EV 304 738 568 US

MODIFIED PTO/SB/35 (11-00)

<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	Inventors	David R. Cheriton
	Title	APPROXIMATED PER-FLOW RATE LIMITING
	Atty Docket Number	CIS0007C1US

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

April 19, 2004  
Date

  
Justin M. Dillon  
Attorney for Applicants  
Reg. No.: 42,486

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**